

SIKKIM



GOVERNMENT

GAZETTE

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No. 233

**GOVERNMENT OF SIKKIM
LAW AND PARLIAMENTARY AFFAIRS DEPARTMENT
GANGTOK**

No. 11(656)L&PAD/2021/15

Date: 22.06.2023

NOTIFICATION

The following Act passed by the Sikkim Legislative Assembly and having received the assent of the Governor on the 08th June, 2023 is hereby published for general information:-

**THE SIKKIM NON-BIODEGRADABLE GARBAGE (CONTROL) (REPEALING) ACT, 2023
(ACT NO. 06 OF 2023)**

AN

ACT

to repeal the Sikkim Non-Biodegradable Garbage (Control) Act, 1997.

WHEREAS, the Solid Waste Management Rules, 2016 notified by the Central Government vide Notification No. S.O. 1357 (E) dated the 8th day of April, 2016 and the Plastic Waste Management Rules, 2016 notified vide Notification No. GSR 320 (E) dated the 18th day of March, 2016, framed under the provisions of Environment (Protection) Act, 1986 have been enforced in the State of Sikkim;

AND WHEREAS, with the enforcement of the Solid Waste Management Rules, 2016 and the Plastic Waste Management Rules, 2016 to the state of Sikkim, it is necessary to repeal the Sikkim Non-Biodegradable Garbage (Control) Act, 1997.

It is hereby enacted by the State Legislature in the Seventy-fourth Year of the Republic of India as follows:

Short title and
commencement

1. (1) This Act may be called the Sikkim Non-Biodegradable Garbage (Control) (Repealing) Act, 2023.
- (2) It shall come into force at once.

Repeal of the
Sikkim Non-
Biodegradable
Garbage (Control)
Act, 1997.

2. (1) The Sikkim Non-Biodegradable Garbage (Control) Act, 1997 is hereby repealed.

Savings.

3. Notwithstanding the repeal of the Sikkim Non-Biodegradable Garbage (Control) Act, 1997 the repeal shall not:
- (a) affect the previous operation of the said Act, or anything duly done or suffered there under; or
 - (b) affect any right, privilege, obligation or liability acquired, accrued or incurred under the said Act; or
 - (c) affect any penalty, forfeiture or punishment incurred under the said Act; or
 - (d) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid and any such investigation, legal proceeding or remedy may be instituted, mentioned or enforced and such penalty, forfeiture or punishment may be imposed as if this Act had not been passed.

SURAJ CHETTRI (SSJS)
L.R.-cum-SECRETARY
LAW & PARLIAMENTARY AFFAIRS DEPARTMENT